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Los Angeles City Council, **Journal/Council Proceeding**

**Tuesday, April 17, 2018**

JOHN FERRARO COUNCIL CHAMBER ROOM 340, CITY HALL 200 NORTH SPRING STREET, LOS ANGELES, CA 90012 - 10:00 AM

(For further details see Official Council Files)

**(For communications referred by the President see Referral Memorandum)**

## **ROLL CALL**

**Members Present:** Buscaino, Cedillo, Englander, Harris-Dawson, Huizar, Koretz, Price, Rodriguez, Ryu and President Wesson (10); **Absent:** Blumenfield, Bonin, Krekorian, Martinez and O'Farrell (5)

## **Approval of the Minutes**

## **Commendatory Resolutions, Introductions and Presentations**

## **Public Testimony of Non-agenda Items Within Jurisdiction of Council**

## **Items Noticed for Public Hearing**

ITEM NO. (1)

HEARING PROTEST, APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs, pursuant to Los Angeles Municipal Code (LAMC) and/or Los Angeles Administrative Code (LAAC).

Recommendation for Council action:

HEAR PROTEST, APPEALS OR OBJECTIONS relative to proposed lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs, pursuant to LAMC and/or LAAC and CONFIRM said lien for the following properties:

(a)

[18-0160-S30](#)

CD 9 7924 South San Pedro Street. (Lien: \$526.42)

**Adopted to Receive and File, Unanimous Vote (11); Absent: Blumenfield, Krekorian, Martinez, O'Farrell**

**(4)**

**RECEIVED AND FILED INASMUCH AS THE LIEN HAS BEEN PAID IN FULL**

(b)

[18-0160-S31](#)

CD 7                      12315 West Branford Street. (Lien: \$397.00)

**Adopted, (15)**

**PUBLIC HEARING CLOSED - LIEN CONFIRMED**

(c)

[18-0160-S32](#)

CD 2                      13123 West Sherman Way. (Lien: \$418.30)

**Adopted to Receive and File, Unanimous Vote (11); Absent: Blumenfield, Krekorian, Martinez, O'Farrell (4)**

**RECEIVED AND FILED INASMUCH AS THE LIEN HAS BEEN PAID IN FULL**

(d)

[18-0160-S33](#)

CD 14                      2311 1/4 East 1st Street aka 2313 East 1st Street. (Lien: \$3,629.15)

**Adopted to Continue, Unanimous Vote (15)**

**CONTINUED TO MAY 15, 2018**

(e)

[18-0160-S34](#)

CD 15                      25841 South Frampton Avenue. (Lien: \$1,010.84)

**Adopted to Receive and File, Unanimous Vote (11); Absent: Blumenfield, Krekorian, Martinez, O'Farrell (4)**

**RECEIVED AND FILED INASMUCH AS THE LIEN HAS BEEN PAID IN FULL**

(f)

[18-0160-S35](#)

CD 8                      5125 South St. Andrews Place. (Lien: \$2,686.37)

**Adopted to Continue, Unanimous Vote (11); Absent: Blumenfield, Krekorian, Martinez, O'Farrell (4)**

**CONTINUED TO MAY 15, 2018**

(g)

[18-0160-S36](#)

CD 8                      665 West Florence Avenue. (Lien: \$6,913.24)

**Adopted, (15)**

**PUBLIC HEARING CLOSED - LIEN CONFIRMED**

(h)

[18-0160-S37](#)

CD 11 685 West Oxford Avenue. (Lien: \$2,611.89)

**Adopted to Receive and File, Unanimous Vote (11); Absent: Blumenfield, Krekorian, Martinez, O'Farrell (4)**

**RECEIVED AND FILED INASMUCH AS THE LIEN HAS BEEN PAID IN FULL**

(i)

[18-0160-S38](#)

CD 6 7723 North Simpson Avenue. (Lien: \$2,733.49)

**Adopted to Continue, Unanimous Vote (15)**

**CONTINUED TO MAY 15, 2018**

(j)

[13-0160-S256](#)

CD 3 7129 North Canoga Avenue. (Lien: \$526.42)

**Adopted to Receive and File, Unanimous Vote (11); Absent: Blumenfield, Krekorian, Martinez, O'Farrell (4)**

**RECEIVED AND FILED INASMUCH AS THE LIEN HAS BEEN PAID IN FULL**

ITEM NO. (2)

[18-0900-S11](#)

CD 11 HEAR PROTESTS against the proposed improvement and maintenance of the Penmar Avenue and Palms Boulevard Street Lighting District, in accordance with Section 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

**(Ordinance of Intention adopted on February 13, 2018 - Continue hearing and present Ordinance on May 8, 2018 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)**

**Adopted, (15)**

**CONTINUED HEARING AND ORDINANCE TO BE PRESENTED ON MAY 8, 2018**

ITEM NO. (3)

[18-0900-S12](#)

CD 4 HEAR PROTESTS against the proposed improvement and maintenance of the Santa Monica Boulevard and McCadden Place Street Lighting District, in accordance with Section 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

**(Ordinance of Intention adopted on February 13, 2018 - Continue hearing and present Ordinance on May 8, 2018 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)**

**Adopted, (15)**

**CONTINUED HEARING AND ORDINANCE TO BE PRESENTED ON MAY 8, 2018**

ITEM NO. (4)

[17-0900-S143](#)

CD 1 HEAR PROTESTS against the proposed improvement and maintenance of the Brilliant Drive and Brilliant Place Street Lighting District, in accordance with Section 6.95-6.127 of the Los

**(Ordinance of Intention adopted on February 13, 2018 - Continue hearing and present Ordinance on May 8, 2018 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)**

**Adopted, (15)**

**CONTINUED HEARING AND ORDINANCE TO BE PRESENTED ON MAY 8, 2018**

ITEM NO. (5)

[17-0900-S144](#)

CD 12

HEAR PROTESTS against the proposed improvement and maintenance of the Porter Ranch Drive and Rinaldi Street Lighting District, in accordance with Section 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

**(Ordinance of Intention adopted on February 13, 2018 - Continue hearing and present Ordinance on May 8, 2018 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)**

**Adopted, (15)**

**CONTINUED HEARING AND ORDINANCE TO BE PRESENTED ON MAY 8, 2018**

ITEM NO. (6)

[17-0900-S133](#)

CD 14

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Broadway and 2nd Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. DENY the protest and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Continued from Council meeting of April 10, 2018)

**Adopted, (15)**

**PUBLIC HEARING CLOSED**

ITEM NO. (7)

[17-0900-S134](#)

CD 14

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Alameda and 1st Streets No. 1 Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. DENY the protest and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Continued from Council meeting of April 10, 2018)

**Adopted, (15)**

**PUBLIC HEARING CLOSED**

ITEM NO. (8)

[17-0900-S135](#)

CD 13 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Sunset Boulevard and Bronson Avenue Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. DENY the protest and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Continued from Council meeting of April 10, 2018)

**Adopted, (15)**

**PUBLIC HEARING CLOSED**

ITEM NO. (9)

[17-0900-S136](#)

CD 14 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Chestnut Avenue and Hough Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Continued from Council meeting of April 10, 2018)

**Adopted, (15)**

**PUBLIC HEARING CLOSED**

ITEM NO. (10)

[17-0900-S137](#)

CD 6 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Louise Avenue and Archwood Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. DENY the protest and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Continued from Council meeting of April 10, 2018)

**Adopted, (15)**

**PUBLIC HEARING CLOSED**

ITEM NO. (11)

[17-0900-S138](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Tiara Street and Sylmar Avenue Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. DENY the protest and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Continued from Council meeting of April 10, 2018)

**Adopted, (15)**

**PUBLIC HEARING CLOSED**

**Items for which Public Hearings Have Been Held**

ITEM NO. (12)

[10-1832](#)

CATEGORICAL EXEMPTION, NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to allow discretionary approval of Certified Farmers' Markets.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND based on the whole of the administrative record, the Ordinance is exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15303(c), 15304(e), 15311(c), 15332 and City CEQA Guideline Class 4; and there is no substantial evidence demonstrating that an exception to a categorical exemption pursuant to CEQA Guidelines Section 15300.2 applies.
2. FIND, having considered the whole administrative record and exercising its independent judgment, that the Council determine the City has complied with all of the procedural requirements related to the preparation, noticing and distribution of the Notice of Intent to adopt a Negative Declaration, the Negative Declaration and the initial study supporting the determination of a Negative Declaration, as set forth in Public Resources Code Section 21091 and CEQA Guidelines Sections 15071, 15072 and 15073; there is no substantial evidence the project will have a significant effect on the environment; and the Negative Declaration reflects the City Council's independent judgment and analysis; and, ADOPT the Negative Declaration.
3. PRESENT and ADOPT the accompanying ORDINANCE dated March 13, 2018, disapproved by the Director of Planning on behalf of the Los Angeles City Planning Commission, amending Section 12.24 and Section 14.00 of the LAMC to allow for discretionary approval of Certified Farmers' Markets in Residential Zones and ministerial approval in the A, C, M and P Zones as a Public Benefit.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: Yes.

**10 VOTES REQUIRED ON SECOND READING**

**Adopted, (13); Absent: Krekorian, Martinez (2)**

ITEM NO. (13)  
[17-1180](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to creating a special announcement in City employees' payroll statements regarding opportunity for voluntary registration with USBloodDonors.org.

Recommendations for Council action:

1. INSTRUCT the Personnel Department to create and assist in the distribution of communications promoting blood donor registration among City employees.
2. NOTE and FILE the February 12, 2018 Controller report relative to creating a special announcement in City employees' payroll statements regarding opportunity for voluntary registration with USBloodDonors.org.

Fiscal Impact Statement: None submitted by the Personnel Department. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

**Adopted, (13); Absent: Krekorian, Martinez (2)**

ITEM NO. (14)  
[18-0244](#)

TRANSPORTATION COMMITTEE REPORT relative to an analysis of the City's transit services and recommendations for additions and modifications.

Recommendations for Council action, pursuant to Motion (Bonin – Blumenfield):

1. INSTRUCT the Los Angeles Department of Transportation (LADOT) to present its transit service analysis report and recommendations for additions and/or modifications to the City's transit services.
2. INSTRUCT the City Administrative Officer (CAO) to present funding options to the Council that will provide the necessary resources to support the LADOT's transit service recommendations.

Fiscal Impact Statement: Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

**Adopted, (13); Absent: Krekorian, Martinez (2)**

ITEM NO. (15)  
[18-0156](#)

HEALTH, EDUCATION, AND NEIGHBORHOOD COUNCILS COMMITTEE REPORT relative to the audit of the Department on Disability (DOD).

Recommendations for Council action:

1. NOTE and FILE the February 28, 2018, City Controller report relative to the audit of the DOD.
2. INSTRUCT the Chief Legislative Analyst (CLA) and City Administrative Officer (CAO), with the assistance of DOD, to:
  - a. Evaluate the Department's prescribed responsibilities as detailed in the Los Angeles Administrative Code and report back with recommendations to prioritize those responsibilities within the Department.
  - b. Recommend any additional appropriations or administrative transfers of DOD programs to improve efficiency and effectiveness.
  - c. Include recommendations to expand the Department's role in monitoring and mitigating risks related to Citywide Americans with Disabilities Act compliance.
3. INSTRUCT the DOD, upon Council adoption of a revised set of responsibilities, to prepare and present to Council and Mayor a strategic plan based on the Department's revised priorities.

Fiscal Impact Statement: None submitted by the Controller. Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

**Adopted, (13); Absent: Krekorian, Martinez (2)**

ITEM NO. (16)  
[17-0536](#)

IMMIGRANT AFFAIRS, CIVIL RIGHTS, AND EQUITY COMMITTEE REPORT relative to an ordinance to require City contractor disclosures relating to the proposed border wall between the United States and Mexico.

Recommendation for Council action:

REQUEST the City Attorney to prepare and present a new Ordinance adding Article 24 to Chapter 1, Division 10 of the Los Angeles Administrative Code (LAAC) to require any company doing business with the City to disclose all contracts, bids or proposals to provide goods or services for the design, construction, operation or maintenance of a Federally funded wall, fence or other barrier along the border between the United States and Mexico, and to amend the definition of Section 10.50.1 of the LAAC to include the following language:

This does not apply to companies that have an existing indefinite delivery, indefinite quantity contract that took effect on or before March 17, 2017.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

**(Budget and Finance Committee waived consideration of the above matter)**

**Adopted, (13); Absent: Krekorian, Martinez (2)**

ITEM NO. (17)  
[13-1493](#)

JOINT ECONOMIC DEVELOPMENT AND PUBLIC WORKS AND GANG REDUCTION COMMITTEES' REPORT and ECONOMIC DEVELOPMENT COMMITTEE REPORT TO BE SUBMITTED relative to the Proposed City Sidewalk Vending Program.

**A. ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the proposed City Sidewalk Vending Program.**



**Recommendations for Council action:**

1. **APPROVE** the following from the Proposed Sidewalk Vending Regulations, as outlined in Attachment 3 of the November 3, 2017 Chief Legislative Analyst (CLA) report:
  - a. **General Program provisions A, C-J and L-T.**
  - b. **Responsibilities of the Sidewalk Vending Coordinator A-C, E-I , J (a, b, c), and K.**
  - c. **Client Application Requirements, with the addition of h. route for mobile carts, and photos or sketch of location for stationary carts and i. liability insurance.**
  - d. **Operating Requirements A-G, I, J with the addition of Universal Studios, K-R.**
  - e. **Placement Requirements A, B, C, and D 1-7, 12-14, 17, 18.**
  - f. **Monitoring and Compliance with the addition of suspension of permit if selling illegal and/or counterfeit goods.**
2. **REQUEST** the City Attorney to prepare and present an Ordinance:
  - a. **Establishing a Sidewalk Vending Program as approved by Council.**
  - b. **Creating a special fund for the deposit and expenditure of permit fees and collected fines.**
  - c. **Containing an Urgency Clause.**
3. **INSTRUCT** the CLA, with the assistance of the City Attorney and Bureau of Engineering, to work with each Council Office to determine expansion, restriction or prohibition of sidewalk vending in each respective Council District, based on legitimate health and safety concerns, as outlined in Attachment 2 of the November 3, 2017 CLA report, as well as a location requested by the Los Angeles Police Department (LAPD) or Los Angeles Fire Department, and report to Council with a list of areas that should be considered for special vending districts or no vending.
4. **INSTRUCT** the CLA, with the assistance of City Attorney and Department of Public Works (DPW), to establish a process by which adjacent property owners can be notified of a potential vending permit, including an appeals process, similar to the City's sidewalk dining (R-permit) and above ground facility permit processes.
5. **INSTRUCT** the City Administrative Officer (CAO), with the assistance of the CLA, Economic and Workforce Development Department (EWDD) and Bureau of Street Services (BSS), to report with a fee study and budget plan, including staffing requirements, for implementation and enforcement of the Proposed Sidewalk Vending Program, including initial start up costs and a plan for enforcement funding at the level described in Table 2, Page 4 of Attachment 2 of the November 3, 2017 CLA report, with the goal of full cost recovery that factors in revenue from gross receipts and permit fees generated by the program.
6. **INSTRUCT** the CLA and CAO, with the assistance of the City Attorney, to examine license pricing based on cost per square foot of nearby commercial space.
7. **INSTRUCT** the City Clerk, with assistance of City Attorney, to report with options to facilitate the collection of fees from permitted sidewalk vendors who locate within a Business Improvement District (BID), with said fees to go toward the BID's operating costs.
8. **INSTRUCT** the CLA, with assistance of the EWDD and the Department of Recreation and Parks, and any other departments as necessary, to draft a Request for Proposals (RFP) to solicit service providers to operate the Proposed Sidewalk Vending Program, as approved by Council, including community outreach, application assistance, legal counsel and expungement

services.

9. **REQUEST the City Attorney, with assistance of the CLA and EWDD, to establish a formal partnership with the Los Angeles County Public Health Department (LACDPH) through a Memorandum of Agreement specifying the conditions and provisions, including shared space, resources, plan check inspectors and staff.**
10. **REQUEST the City Attorney, with assistance of the CLA, DPW, and LAPD to report to Council on enforcement protocols, including confiscation, for sidewalk vending.**
11. **INSTRUCT the EWDD, with assistance of the CLA, and any other departments as needed, to report to Council with:**
  - a. **Creation of a fact sheet, in multiple languages, that indicates the requirements for vending.**
  - b. **Options to provide incentives for the sale of healthy food, including reduced permit fees.**
  - c. **Explore the concept of sidewalk vending business cooperatives as a future business model.**
  - d. **Establish a recycling component to safely dispose of unwanted carts.**
  - e. **The feasibility of partnering with a manufacturer to produce carts that have already been approved by the LACDPH.**
12. **INSTRUCT the EWDD, BSS, and CLA, in consultation with the Information Technology Agency (ITA) and the Office of Finance, to develop an online system for vendor registration, issuance of certificates of operation and mobile site for enforcement officers that shows registered locations and permit holders.**
13. **INSTRUCT the EWDD, with assistance of the ITA, to develop an interactive informational website that provides access to rules and regulations, permit requirements and processes, and any other relevant information for the City's Sidewalk Vending Program, with material available in multiple languages.**
14. **REQUEST the City Attorney, with the assistance of the LAPD, to report on the total amount of Administrative Code Enforcement (ACE) citations issued under LAMC 42.00, from February 15th, 2017 to present, including the number of citations that have been paid, and the number of citations that remain delinquent.**
15. **INSTRUCT the CLA to report on the feasibility of issuing a temporary Certificate of Operation when an applicant receives all the necessary County health permits and City approvals, in the event an appeal is filed.**
16. **INSTRUCT the Los Angeles Department of Transportation's People Street Program, with the assistance of the Bureau of Street Services, to report on the feasibility of including parklets in the said Ordinance.**

**Fiscal Impact Statement:** The CLA reports that approval of the recommendations in the CLA's November 3, 2017 report will not result in a fiscal impact. However, should the Council wish to proceed with implementation of a proposed program, the CAO should be instructed to report with a fee study and program budget. The Proposed Sidewalk Vending Program is envisioned to be a fee-supported program.

**Community Impact Statement:** None submitted.

#### **ADOPTED**

**B. JOINT ECONOMIC DEVELOPMENT AND PUBLIC WORKS AND GANG REDUCTION COMMITTEES' REPORT**

Recommendations for Council action:

1. **APPROVE the Proposed Design as detailed in Attachment 2 of the November 3, 2017**

Chief Legislative Analyst (CLA) report, attached to the Council file.

2. INSTRUCT the CLA, with the assistance of the City Attorney and Bureau of Engineering, to work with each Council Office to determine expansion, restriction or prohibition of sidewalk vending in each respective Council District, and report to Council with the final maps for approval.
3. AMEND Attachment 2 of the November 3, 2017 CLA report to add to the list of opt-out criteria: A location requested by the Los Angeles Police Department or Los Angeles Fire Department.
4. INSTRUCT the City Administrative Officer (CAO), with the assistance of the CLA, Economic and Workforce Development Department (EWDD) and Bureau of Street Services (BSS), to report with a fee study and budget plan for implementation and enforcement of the Proposed Sidewalk Vending Program to include full cost recovery options with enforcement funding at the level described in Table 3, Page 4 of Attachment 2 of the November 3, 2017 CLA report, attached to the Council file, with uniforms and vehicles for street services investigators and factoring in additional gross receipts and tax revenue that will be generated by the Proposed Sidewalk Vending Program when setting fees for full cost recovery, including full cost recovery options.
5. INSTRUCT the EWDD to:
  - a. Prepare and issue a Request for Proposals (RFP) to solicit service providers to operate the Proposed Sidewalk Vending Program as described in the November 3, 2017 CLA report, attached to the Council file with said RFQ to include a budget package and details of any related costs.
  - b. Report with options to provide incentives for the sale of healthy food.
  - c. Prioritize hiring from WorkSource and YouthSource Centers, explore the concept of sidewalk vending business cooperatives as a future business model, and establish a recycling component to safely dispose of unwanted carts.
  - d. Report on the feasibility of partnering with a manufacturer to produce carts that have already been approved by the Los Angeles County Public Health Department.
  - e. Create a small-business or micro-loan program for vendors and actively seek grant opportunities to support this economic activity.
  - f. Provide Council with a budget to utilize its current service providers (i.e., Business Source Centers for comparison purposes).
6. INSTRUCT the EWDD, BSS, and CLA, in consultation with the Information Technology Agency and the Office of Finance, to develop an online system for vendor registration, issuance of certificates of operation and mobile site for enforcement officers that shows registered locations and permit holders; and, with the program interface or application to be available in multiple languages including English and Spanish.
7. REQUEST the City Attorney to prepare and present an Ordinance to:
  - a. Establish a Sidewalk Vending Program as approved by Council.
  - b. Create a special fund for the deposit and expenditure of permit fees and collected fines.
8. REQUEST the City Attorney, in conjunction with the CLA, CAO, and EWDD, to establish a process by which property owners can affirmatively opt out or disallow street vending on sidewalks fronting on their property.
9. INSTRUCT the City Clerk to report with options to facilitate the collection of fees by Business Improvement Districts from permitted sidewalk vendors.
10. INSTRUCT the Housing and Community Investment Department and the EWDD, with the assistance of the CLA, to report on the feasibility of using Community Development Block Grant funds for the proposed the Sidewalk Vending Program; and if eligible, REQUEST the Mayor to allocate Community Development Block Grant funds for street vending in the 2018-19 Program Year budget if eligible.
11. INSTRUCT the Office of Finance to assess sidewalk vending under the existing Business Tax Classification at the rate of \$1.27 per thousand for sidewalk vending, similar to the

rate for restaurants and other retail businesses, and to create a mechanism to track sidewalk vending businesses.

12. INSTRUCT the BSS, with the assistance of the CAO and with the understanding that the mapping would have to be completed to fully understand enforcement needs, to report with a staffing plan to include necessary equipment, uniforms, and related costs.
13. AFFIRM that the intent of the Proposed Sidewalk Vending Program is to assist low income individuals; and, INSTRUCT the EWDD to take into account the most vulnerable populations including seniors and the unemployed.
14. REQUEST the City Attorney, in conjunction with the CLA, to report on a process whereby vendors previously convicted under Los Angeles Municipal Code Section 42.00 can have convictions related to vending expunged from their record.
15. INSTRUCT the CLA and CAO, with the assistance of the City Attorney, to examine license pricing and allocation that incentivizes vending in certain areas (i.e. food deserts) but prices to fully recover costs in high enforcement areas.

Fiscal Impact Statement: The CLA reports that approval of the recommendations contained in the November 3, 2017 CLA report, attached to the Council file, will not result in a fiscal impact. However, should Council wish to proceed with implementation of a proposed program, the CAO should be instructed to report with a fee study and program budget. The Proposed Sidewalk Vending Program is envisioned to be a fee-supported program.

Community Impact Statement: None submitted.

#### **AMENDING MOTION 17-C (O'FARRELL - PRICE - BUSCAINO)**

##### **Recommendation for Council action:**

**AMEND the matter of the Joint Economic Development and Public Works and Gang Reduction Committees' Report and Economic Development Committee Report to instruct that the fee study and budget plan also include recommendation(s) for full cost recovery and otherwise full budgeting to cover the City's costs for confiscation and storage of property related to this program.**

**ADOPTED**

#### **MOTION (WESSON - PRICE)**

##### **Recommendation for Council action:**

**ADOPT the Economic Development Committee (EDC) report from the EDC meeting of April 16, 2018 relative to the proposed City Sidewalk Vending Program as amended by Motion 17-C.**

**ADOPTED**

**Adopted as Amended, (11); Nays: Blumenfield, Bonin, Englander, Koretz (4)**

#### **Items for which Public Hearings Have Not Been Held - (10 Votes Required for Consideration)**

ITEM NO. (18)

[18-0900-S18](#)

CD 5

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Dickens Street and Hurford Terrace Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. ADOPT the report of the Director, Bureau of Street Lighting, dated February 12, 2018.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JUNE 19, 2018** as the hearing date for the maintenance of the Dickens Street and Hurford Terrace Street Lighting District, in accordance with Proposition 218, Articles

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$200.10 will be collected annually starting with tax year 2017-18 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: June 13, 2018)

**Adopted, (15)**

**SET FOR HEARING ON JUNE 19, 2018**

ITEM NO. (19)

[18-0900-S19](#)

CD 4

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Griffith Park Boulevard and Fountain Avenue Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. ADOPT the report of the Director, Bureau of Street Lighting, dated February 22, 2018.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JUNE 19, 2018** as the hearing date for the maintenance of the Griffith Park Boulevard and Fountain Avenue Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$476.44 will be collected annually starting with tax year 2017-18 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: June 13, 2018)

**Adopted, (15)**

**SET FOR HEARING ON JUNE 19, 2018**

ITEM NO. (20)

[18-0900-S20](#)

CD 4

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Moorpark Street and Cedros Avenue Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. ADOPT the report of the Director, Bureau of Street Lighting, dated February 22, 2018.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JUNE 19, 2018** as the hearing date for the maintenance of the Moorpark Street and Cedros Avenue Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$335.41 will be collected annually starting with tax year 2017-18 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: June 13, 2018)

**Adopted, (15)**

**SET FOR HEARING ON JUNE 19, 2018**

ITEM NO.  
[18-0900-S21](#)

(21)

CD 6

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Kewen Avenue and Sheldon Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. ADOPT the report of the Director, Bureau of Street Lighting, dated February 26, 2018.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JUNE 19, 2018** as the hearing date for the maintenance of the Kewen Avenue and Sheldon Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$250.76 will be collected annually starting with tax year 2017-18 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: June 13, 2018)

**Adopted, (15)**

**SET FOR HEARING ON JUNE 19, 2018**

ITEM NO.  
[18-0900-S22](#)

(22)

CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Federal Avenue and Mississippi Avenue No. 3 Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. ADOPT the report of the Director, Bureau of Street Lighting, dated February 27, 2018.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JUNE 19, 2018** as the hearing date for the maintenance of the Federal Avenue and Mississippi Avenue No. 3 Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$402.57 will be collected annually starting with tax year 2017-18 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: June 13, 2018)

**Adopted, (15)**

**SET FOR HEARING ON JUNE 19, 2018**

ITEM NO.  
[15-1138-S30](#)

(23)

CATEGORICAL EXEMPTION, COMMUNICATIONS FROM THE CITY ATTORNEY AND THE DEPARTMENT OF CITY PLANNING, and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to update standards applicable to temporary emergency homeless shelters.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. DETERMINE, based on the whole of the administrative record, that the draft Ordinance is exempt from the California Environmental Quality Act under California Public Resources Code Sections 15268, 15269, 15301, 15302, 15303, 15304, 15311, 15323,

15327, 15332 and 15378, and that none of the exceptions under 15300.0 apply.

2. PRESENT and ADOPT the accompanying ORDINANCE dated April 12, 2018, amending Section 91.8605 of Division 86 of Article 1 of Chapter IX of the LAMC to update the standards applicable to temporary emergency homeless shelters established in response to the City's declaration of a shelter crisis pursuant to California Government Code Section 8698, et seq.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

**URGENCY CLAUSE - 12 VOTES REQUIRED ON SECOND READING**

**(Homelessness and Poverty Committee waived consideration of the above matter)**

**Adopted - TO THE MAYOR URGENT FORTHWITH, (15)**

ITEM NO. (24)

[18-0310](#)

CONSIDERATION OF MOTION (KREKORIAN - MARTINEZ - HARRIS-DAWSON) relative to funding the annual Gun Buyback and Summer Night Lights (SNL) Programs.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Controller to reappropriate \$386,685.00 (\$264,248.99 in disencumbered 2015-2016 funds and \$122,436.01 in disencumbered 2016-2017 funds) from the Mayor's Office Fund No. 100/46, Contractual Services Account No. 003040, and transfer the same amount to the Current Year Recreation and Parks Fund No. 100/88, Contractual Services Account No. 003040 to finance SNL program costs.
2. AUTHORIZE the Mayor, or designee, to allow an Authority for Expenditure with Target Corporation in an amount not to exceed \$175,000 to finance Gun Buyback events, subject to the review and approval of the City Attorney as to form and legality and compliance with the City's authority for expenditure requirements.
3. AUTHORIZE the Controller to expend funds in an amount not to exceed \$175,000 from Mayor's Office Fund No. 100/46, Account No. 003040 Contractual Services.
4. AUTHORIZE the Mayor, or designee, to prepare Controller instructions and/or make technical adjustments that may be required to implement the actions approved by the Mayor and Council, subject to approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

Community Impact Statement: None submitted.

**(Budget and Finance Committee waived consideration of the above matter)**

**Adopted to Continue, Unanimous Vote (11); Absent: Blumenfield, Krekorian, Martinez, O'Farrell (4)**

**CONTINUED TO APRIL 20, 2018**

ITEM NO. (25)

[15-1138-S33](#)

CONSIDERATION OF MOTION (WESSON FOR HUIZAR - BONIN - RODRIGUEZ FOR HARRIS-DAWSON) relative to a declaration of a Homeless Shelter Crisis.

Recommendations for Council action:

1. RECOGNIZE and DECLARE a homeless shelter crisis pursuant to Government Code Sections 8698, et seq.
2. ALLOW for the declaration to last for a period not to exceed 365 days from the date of declaration.

Community Impact Statement: None submitted.

**(Homelessness and Poverty Committee waived consideration of the above matter)**

**Adopted - URGENT FORTHWITH, (15)**

ITEM NO. (26)

[12-0539-S15](#)

MOTION (BLUMENFIELD - BONIN) relative to amending the Citywide List of Special Events to include the Reseda Art Walk.

Recommendation for Council action:

AMEND the Citywide List of Special Events to include the Reseda Art Walk, as provided under the Special Events Ordinance (No. 80881).

**Adopted, (15)**

ITEM NO. (27)

[18-0299](#)

CD 14

MOTION (HUIZAR - BONIN) relative to funding for the resurfacing of Mission Road.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

AUTHORIZE the Board of Public Works, Office of Accounting, to:

1. Establish a new account in Subventions and Grants Fund No. 305/50 entitled Mission Road Resurfacing.
2. Accept \$193,000 from the University of Southern California for the resurfacing of Mission Road and deposit/appropriate those funds into the newly created Mission Road Resurfacing account within Subvention and Grants Fund No. 305/50.
3. Make any technical changes necessary to effectuate the intent of this Motion.

**ADOPTED**

**AMENDING MOTION 27-A (HUIZAR - CEDILLO)**

**Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:**

**AMEND the Motion (Huizar - Bonin) to reference Public Works Trust Fund No. 834/50, in lieu of Subvention and Grants Fund No. 305/50.**

**ADOPTED**

**Adopted as Amended, (15)**

ITEM NO. (28)

[18-0010-S12](#)

MOTION (HARRIS-DAWSON - ENGLANDER) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for



the death of Keyond Tyrone Brown on January 21, 2017.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Keyond Tyrone Brown on January 21, 2017.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.
4. DIRECT the City Clerk to publish the reward notice in the Our Weekly, Los Angeles Sentinel and LA Watts Times, in addition to the regular publications used by the City Clerk for reward notices, to ensure adequate community notice.

## **Adopted, (15)**

ITEM NO. (29)

[18-0294](#)

CD 14

MOTION (HUIZAR - PRICE) relative to amending previous Council actions related to the City's acquisition and subsequent direct sale of real property owned by CRA/LA, A Designated Local Authority, located at 1300 East First Street, Los Angeles, CA 90033, the Ocean Queen property (Property), to Self Help Graphics and Art, Inc. (SHG).

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AMEND the previous Council actions of December 8, 2017 and March 20, 2018, relative to SHG transactional documents (Council file No. 14-0425-S11) to:
  - a. Authorize the General Manager of the Economic and Workforce Development Department (EWDD), or designee, to negotiate and execute a subordination agreement with California Community Foundation (CCF) and SHG, to subordinate the Agreement Containing Covenants Affecting Real Property located at 1300 First Street, Los Angeles, CA 90033 (Property), to CCF's Loan, Deed of Trust, and related financing documents for a term of four years, or such later period until the CCF Loan is fully paid off by SHG, subject to the review and approval as to form by the City Attorney.
  - b. Authorize the General Manager of EWDD, or designee, to negotiate and execute a subordination agreement with the lender of any loan which is used to refinance the CCF Loan, to subordinate the Agreement Containing Covenants Affecting Real Property located at 1300 East First Street, Los Angeles, California 90033 (Property), to said refinancing loan's, Deed of Trust, and related financing documents, subject to the review and approval as to form by the City Attorney.
  - c. Authorize the General Manager of EWDD, or designee to amend the Agreement Containing Covenants Affecting Real Property to provide the City the ability to repurchase the Property if SHG defaults on its CCF Loan or any other project financing.
  - d. Authorize the General Manager of EWDD, or designee, to negotiate and enter into an Amended Purchase and Sale Agreement between the City and SHG that provides the City the ability to extend the close of escrow period up to April 30, 2018, subject to the review and approval as to form by the City Attorney.
2. AMEND the previous Council action of December 8, 2017, relative to the SHG City Loan Agreement (Council file No. 14-1174-S30) authorizing the General Manager of EWDD, or designee, to include the City Loan Agreement as part of the subordination agreement described above and in accordance with the same terms, subject to the review and approval as to form by the City Attorney.

## **SUBSTITUTE MOTION (HUIZAR - RODRIGUEZ)**

**Recommendations for Council, SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. **AMEND its previous actions of December 8, 2017, and March 20, 2018, relative to Self-Help Graphics and Art, Inc. (SHG) (Council file No. 14-0425-S11) to authorize the General Manager of the Economic and Workforce Development Department (EWDD), or designee, to:**
  - a. **Negotiate and execute a subordination agreement with California Community Foundation (CCF) and SHG, to subordinate the Agreement Containing Covenants Affecting Real Property (Covenant Agreement) for property located at 1300 East First Street, Los Angeles, CA 90033 (Property), to CCF's Loan, Deed of Trust, and related financing documents for a term of four years, or such later period until the CCF Loan is fully paid off by SHG, subject to the review and approval as to form by the City Attorney.**
  - b. **Negotiate and execute a subordination agreement with the lender of any loan which is solely used to refinance the CCF Loan, to subordinate the Covenant Agreement affecting the Property, to said refinancing loan's Deed of Trust and related financing documents, subject to the review and approval as to form by the City Attorney.**
  - c. **Amend the Covenant Agreement to provide the City the ability to repurchase the Property if SHG defaults on its CCF Loan, any refinance of the CCF Loan, or any other project financing.**
  - d. **Negotiate and enter into an amendment to the Purchase and Sale Agreement between the City and SHG that provides for the extension of the close of escrow period up to April 30, 2018, subject to the review and approval as to form by the City Attorney.**
2. **AMEND its previous actions of December 8, 2017, relative to the City Loan Agreement (Council file No. 14-1174-S30) to authorize the General Manager of EWDD, or designee, to include the City Loan Agreement as part of the subordination agreements described above and in accordance with the same terms, subject to the review and approval as to form by the City Attorney.**

**Substitute Motion Adopted - TO THE MAYOR URGENT FORTHWITH, (15)**

ITEM NO. (30)

[17-0160-S236](#)

CD 15

MOTION (BUSCAINO - HUIZAR) relative to rescinding prior Council action of March 28, 2018 regarding a lien in the amount of \$2,132.71 for property located at 105 West E Street aka 505 North Avalon Boulevard (Council file No. 17-0160-S236).

Recommendation for Council action:

RESCIND prior Council action of March 28, 2018 relative to a lien in the amount of \$2,132.71 for property located at 105 West E Street aka 505 North Avalon Boulevard (Council file No. 17-0160-S236), as requested by the Los Angeles Department of Building and Safety (LADBS) due to a Departmental error; and, INSTRUCT and AUTHORIZE the LADBS to process and record any documents which may be needed to effectuate this correction.

**Adopted, (15)**

ITEM NO. (31)

[17-0010-S14](#)

MOTION (PRICE - RODRIGUEZ) relative to reinstating the reward offer in the unsolved murder of Christopher Saucedo for an additional six months.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

REAFFIRM Council's findings and REINSTATE the reward offer relative to the unsolved murder of Christopher Saucedo (Council file No. 17-0010-S14) and that the reward offer be reinstated for an additional period of six months from the publication of the renewed offer of reward by the City Clerk and, further, that the sum of \$50,000 shall be aggregate

maximum sum of any payment or payments of a City reward in this instance.

**Adopted, (15)**

**MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23**

13-0440-S1            MOTION (BUSCAINO - MARTINEZ) relative to asserting jurisdiction over the April 5, 2018 action by the Board of Harbor Commissioners' regarding the approval of a one-year Foreign Trade Zone Operating Agreement between the Harbor Department and California Cartage Company, LLC.

**Findings - Adopted, (12); Nays: Krekorian (1); Absent: Englander, Huizar (2)**

**Motion - Adopted, (13); Absent: Englander, Huizar (2)**

**MOTIONS/RESOLUTIONS PRESENTED PURSUANT TO RULE NO. 16 - TO BE PLACED ON THE NEXT AVAILABLE AGENDA**

17-0651-S1            MOTION (HUIZAR - HARRIS-DAWSON) relative to funding for beautification services in Council District 14.

17-0600-S116        MOTION (KREKORIAN- ENGLANDER) relative to the transfer of \$1,500,000 within the Los Angeles Police Department budget to the Accumulated Overtime Account for sworn personnel.

15-1380-S11        MOTION (WESSON - ENGLANDER) relative to funding for services in connection with the April 17, 2018 special meeting of the Aliso Canyon Gas Leak Health Study Technical Advisory Group of the Southern California Air Quality Management District at Van Nuys City Hall.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

18-0004-S2	Pepe Garza	Cedillo - Huizar
	Robert Cortez	Cedillo - Huizar
	Amy Inouye	Cedillo - Huizar
	The Pico Union Project	Cedillo - Huizar

**At the conclusion of this day's Council Session ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:**

18-0003-S2	Marge Carpenter	Wesson - All Councilmembers
	Timika Nash Nnadi	Wesson - All Councilmembers

**ENDING ROLL CALL**

Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Krekorian, Martinez, O'Farrell, Price, Rodriguez and President Wesson (12); Absent: Englander, Huizar and Ryu (3)

**Whereupon the Council did adjourn.**

ATTEST: Holly L. Wolcott, CITY CLERK

By:

Council Clerk

PRESIDENT OF THE CITY COUNCIL

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- [Attachments-252/clkcouncilactions2120926\\_05042018.html](#)